20P

G. R. S. IX-5]

Previous references.

1908.

(S. R)

Later references.

File No. 17808

Serial Nos. 1 and 2

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1 and 2.

Part B for November 1916

SUBJECT.

Claim to the Toddy revenue of Ramchavad and three other villages Mysore T.K.

812

No 7L2689-90 dt. 29. 11. 16

Allows the claim of the Inamdar to the Excise revenue from Toddy

W D 88—GPB—50,000—24-7-16

A. Janakiram

12-3-17.

G.R.S.11] 1908.

GENERAL AND REVENUE SECRETARIAT

(SR)

NOTES.

File No. 17-08

FILE HEADING.

Claim to the Govt revenue of Ammachavadi & 3 other villages, Mysore Taluk

From The Resr Coorg

No. 561 Dated 3/7/08 Received 14/7/08

Diary No. 212 Enclos. 1 file Spare Copies Serial No. 1

BRIEF ABSTRACT OF LETTER.

Submits the records of enquiry & states that the Diwan is entitled to the Govt grain revenue of the villages & that the finding of the Dist Collector & Asst Commr & the Conservator is incorrect

NOTES AND ORDERS.

1. The Secretary Coorg "Each claim of the Mysore Settlement Conducted in 1873-80. The Mysore Asst to Mysore Govt Nanjundiah has recorded that "from the Record quoted in

NOTES—First sheet

GPB—30,000—3-4-07.

G. R. S. 12]
General and Revenue Secretariat.

GR File No. 17 of 1908

Serial No.

"Col U it would appear that
"the grantee has been allowed
"to enjoy all items included
"after Wakkali villages with
"the exception of Sandal but
"the Samud does not say a
"word about Nearale which
"item is preserved" Under
the details of items enjoyed
the Diwan has "Toddy trees"
specified The Diwan's report
has in his final orders of 1880
"confirmed as above free"

2. The Dist Rev. Officer (Investigating Officer) & the Tah Comr are of opinion that the Diwan's settlement has not conceded the Toddy & Sesquiverie but the Revn Comr differs from them is of opinion that it does concede this item of revenue to the Diwan

3 As regards Contractors' Mechalikas in proof of the enjoyment of Sesquiverie much importance cannot be attached to these as they are all written in a stereotyped

Note.—Couth sheet.

GPB—50,00017—3-07

G. R. S. 12]
General and Revenue Secretariat.

S/h File No. 17 of 1908

Serial No.	
	form without reference to the existing facts. Even in respect of villages having no Inam a reference is made to them in the Mirasdar's & in respect of villages having no Inams reference is made to them in the Mirasdar's.
	4 In the Mirasdar's recommendation the expression "it would appear" is significant that he is not himself sure of his own recommendation.
	5 The vernacular records may be able to say with reference to the old accounts whether such reference was alienated to the Mirasdar in this case.
	Submitted for orders. 6 The Inam Settlement & the Samabandi are not quite clear. It is necessary, if possible, to ascertain from the boriz account of the year of alienation if the grain on Kodoy was

NOTE- Contn sheet.

GPB-50,00017-3-07

G. R. S. 12]
General and Revenue Secretariat.

File No. 17 of 190 8

Serial No.

V R No 42
20-8-08

included in the Vessels of the Naval
Corps already delivered but will
this stage the file may be
referred to the Vernacular
Records Branch

Jo. No. 50

Reg No

Ver. Records

Reference to these
papers if necessary & then
return may be
awaited.

NOTE—Contn. sheet.

GPB—50,000—18-5-08

17-8-08

G.]
General and Revenue Secretariat.

File No. 17 of 1908

Serial No.

Scheduled Forenoon

Office

Abstract

V.R. No. 215
13-5-09

" The references have been put up with S.M. No. 8 have been allowed & put up. Refer to Huller Records for favour of Guardian noting on the Cheque.

Office

Signature

Key I

ಕ್ಷೇತ್ರವಿಮರ್ಶೆಯಲ್ಲಿ ಕಂಡುಬರುವ ಮೂಲಗ್ರಾಮಗಳ ಸಂಖ್ಯೆಯು ಸಮಗ್ರವಾಗಿ ಸಂಖ್ಯೆಯಲ್ಲಿ ಸಮಗ್ರವಾಗಿ ಇಲ್ಲಿಂದ ಕಾರ್ತಿಕ 12-1-1825 ರಲ್ಲಿ ಆದ ಸವಿವರವಾದ ತಲಕಾಡು ಮಲ್ಲಿಗೆವಾಳ, ಅನುಪಾಡಿ, ದಡದಕಲ್ಲಹಳ್ಳಿ, ಲುಂಬಿಗಾಡಿ ಮಲ್ಲಿಗೆವಾಳ, ಕ್ಷೇತ್ರಾಲ್ಲಿ ಚೇರಿಲಿಂಗೆ ಸಂಬಂಧಪಟ್ಟ ಅಧಿಕಾರಿಗಳಲ್ಲಿ "ಕ್ಷೇತ್ರಲುಬ್ಧರು" ಎಂಬ ಪದವು ಕಂಡುಬರುತ್ತದೆ.

ಕ್ಷೇತ್ರಾಧಿಕಾರಿಯಿಂದ 17.8. ರಲ್ಲಿ ಇಲಿವಿಂಟಿಯಲ್ಲಿ ಬರೆಸಿದ (ಇದರಲ್ಲಿ ಪ್ರಾಚ್ಯವಸ್ತು 4) ತಲಕಾಡಿನ ಕ್ಷೇತ್ರದ ಚೇರಿಲಿಂಗೆ ಬಂದಿರುವ ಕಲ್ಲುಗಳು ಪತ್ತೆಯಾದ ಸ್ಥಳದಲ್ಲಿ ಬಿಟ್ಟಿರುವ ಕಲ್ಲುಗಳು ಸಂಪೂರ್ಣವಾಗಿ ಕಲ್ಲಿನಲ್ಲಿ ಕೆತ್ತಿರುತ್ತದೆ.

Key II

BT 1838-39 ರ ಹೊಲಗಳಿಗೆ ಸಂಬಂಧಿಸಿದ ವಿಶೇಷದಲ್ಲಿ ಸೂಚಿಸಿರುವಂತೆ ಕಲ್ಲಿನಲ್ಲಿ ಕೆತ್ತಿರುವ ಪ್ರಸಂಗ

NOTE—Contn. sheet.

GPB—50.000—18-5-08

Serial No.

ಪ್ರಸ್ತುತ ತಾಲ್ಲೂಕಿನಲ್ಲಿ ಸೆಟ್ಲ್‌ಮೆಂಟ್ ಕಾರ್ಯವನ್ನು ಕೈಗೊಂಡಿದ್ದು ಈ

G. R. S. 12]
General and Revenue ecretariat.

File No. 17 of 1908

Serial No.

Comrs Proc. no 3697-Rev-308 8/10/73 regulated the abkari rights of Inamdars.

Rec'd 25/5/08

17 The term used in the Sanad viz Echalpaim" is inconclusive and may or may not mean toddy Excise and the term used in the Inam Settlement viz "Date trees" is Equally so. From the last vernacular note it is however clear that in 1838-39 Shendi was one of the items enjoyed by the Inamdars notwithstanding that the Settlement referred to in that vernacular note took place only in 1873.

The Investigating Officer has found that the Inamdars were enjoying toddy Excise for at least 17 years prior to 1892-93 (Please see his report). As the Inam Settlement of the villages took place only in 1879-80, it would not be wrong to presume that what was allowed as Date trees in the Inam Title deed was really toddy Excise

19/10/08

NOTE—Contn. sheet.

GPB—50.000—13-5-08

G. R. S. 12]
General and Revenue Secretariat.

SM File No. 17 of 1908

Serial No.

Of the 4 villages now under consideration only one has a Shop and a grove while all the others have only groves. But possibly ~~one village~~ was that Single Shop was meeting the needs of all the others — there is however no Evidence on this point and ~~we do not~~ it is useless needless to speculate.

2. The office will please find out and put up if there is any case in which Sivanadi's claim has been allowed, though the ~~claim~~ item allowed in the Inam Register was only "date trees"

7/6/09 SM

Noted.

4. Kindly ascertain possible to trace only one such case which is in respect of Attinkere village, Mysore Taluk which is pending.

Proc. No. 167-8 of 5-12-01 & 7/8/02.

24/6/09 SM

The records of the Case put up show that the term date trees" was interpreted as meaning Toddy "Trees". Please see Councillor Mr Srinivasa Iyengar's remarks.

26/6/09 SM

1st Cr

NOTE—Contn. sheet.

GPB—50.000—18-5-08

Serial No.

2 I agree with the Excise that the toddy revenue exceeded by the Sannad the same is recognized by the Inam settlement. The claim may therefore be allowed. Rules 2, 3, 5, 6 & 9 apply to the case of Dod Kalkalli and 2, 5 & 13 apply to the other villages. If the record of trees actually tapped in these villages is forthcoming, the tree tax alone maybe paid instead of pro portionate revenue under rule 13.

Dewan)
1763
26/7/09

22/7/09
SH
22/7/09

4 Draft is ordd recognising the claim.

M.S. 59 (Revenue)
9/11/15

Re
11-11-15

5 The Supt. may be apptd

(1 S 6)

2 Members
(Revenue)

17/11/15

6/11/16

GPB—50.000—13-5-08

G. R. S. 12]

General and Revenue Secretariat.

S.R. File No. 17 of 1908.

Serial No.

26. The remarks of Dewan Bahadur Mr Pattamanchetty (date 14th March) allowing the claim may be perused. They are in accordance with the view expressed by the Collr Jamn. as regards the interpretation to be put on the term used in the Samad viz. "Eralpairu" — or produce of toddy trees although both the District Collr Office & the Dist. were not for upholding the claim to Collr revenue — Draft prepared by the Secretary is in accordance with the views of Mr Pattamanchetty. Submitted for approval or other orders (1st & 2nd notes). Lapse

18/11/16

131/20.11.16.

21.11.

714/22.11

21/11

27) Put up 22/11/16

Submitted for information

Dewan

8/12/16

28) [This file was sent to the Dewan for information after issue. The order of the Dewan dated the 23/1/1917 is attached to the notes in S.R. 15-1-08] The file may be recorded. Dewan's order "seen"

H.D. M.V. 23/1/1917.

NOTE—Contn. sheet.

G. R

11)

General and Revenue Secretariat. | File No. 17 of 1908

Serial No.	
2	To the Excise commissioner and Comptroller No 7L 2689 – 90 D – 29.11.16 Allows the claim of the Inamdar to the Excise Revenue from Toddy.

GPB—50,000—12-8-10

OFFICE OF THE EXCISE COMMISSIONER IN MYSORE.

DATED BANGALORE, 9th July 1908190

From

.....M. Narain Rao Esquire.,..... 1708

Excise Commissioner in Mysore. (1)

To

K. S. Chandrasekhara Iyer Esquire. B. A. B. L.,

Secretary to the Government of His Highness the Maharaja of Mysore,

General and Revenue Departments.

Sir,

I have the honor to submit herewith the records of enquiry relating to the Inamdar's claim to the Excise Revenue from toddy of Amchavadi, Dadadakallahalli, Yachagowdanahalli and Honnahalli villages in the Mysore Taluk together with a copy of the investigating Officer's letter No. 2738 dated 27th May 1908 and the Calendar relating to the cases, and to stat as follows.

2. The aforesaid four villages were granted as Sarvamanya to Vidwan Ramashesha Sastriar by His Highness the late Maharaja Sri Krishnaraja Wadayer Bahadur under a sannad dated 12th January 1825, which among other items concedes to the Inamdar "eachalapairu" as well as the bagebab of the villages. The term "eachalapairu" used in the sannads relating to Sivansamudra Hariharpur, and other Inam villages has been interpreted to mean the Excise Revenue from toddy in Government Proceedings No. 332-4/Ex. 12-19-01 of the 16th February 1903. The Deputy Commissioner's interpretation of the term is evidently a ----- mistake. "Eachalapairu" means the yield of date trees and not the trees alone. The term moreover is used along with taxes suc as ale sunka, kempu nulu etc., which are conceded to the ----- Inamdar.

3. At the Inam settlement conducted in the years 1879 and 1880 the Inam Assistant Mr. Syed Nassoorooddin has recorded in

in clause 2 of column 19 as follows:- " From the sannad quoted in column 11 it would appear that the grantee has been allowed to enjoy all items in this and other Dhakli villages with the except of sandal. But the sannad does not say a word about sharab which item is reserved". Under "items enjoyed", mention is made of date trees, which when read along with the above remarks cannot mean anything but the Excise Revenue from toddy. The enjoyment by the Inamdar of the Excise Revenue from toddy of the villages prior and subsequent to the Inam settlement conclusively proves the Inamdar's right to it.

4. The mutchalikas produced by the Inamdar and filed in the records show that he was in uninterrupted enjoyment of the Excise revenue from toddy of the villages from 1875 to 1890. Though no written agreements were produced to prove the enjoyment of the right during the 2 years from 1890 to 1892, the Deputy Commissioner Mysore District, in his decision dated 7th July 1896, has recorded that the Inamdar's agent Mylariah received from the Abkari contractors Mr.Puttanna & Co, Rs 149-12-4 a year in person, on account of the Inamdar's toddy revenue.

5. As the right to date trees mentioned in the Inam registers cannot in the circumstances of this case, mean anything but toddy excise, the claim does not fall under rule 20 of the rules of the 2nd August 1901.

6. The Sannad concedes "Eachalpairu" and bajebab. The Inam settlement recognises the Inamdar's right to the Excise revenue from toddy of the villages. The Inamdar has produced evidence of having enjoyed the right for a period of more than 12 years prior to 1892-93. I therefore, differ from the opinions recorded both by the investigating officer and the Deputy Commissioner and hold that the Inamdar is entitled to the Excise revenue from toddy in the four villages in question. As there is both a toddy shop and a date grove in Duddadakallahalli village, the case falls under rules 2, 3, 5, 9 of the rules of the 2nd August 1901, while the cases

of

of Amchavadi, Yechagowdanahalli and Honnahalli villages fall under rules 2, 3, 5 and 13 as there is only a date grove in each of the above villages.

I have the honor to be,

Sir,

Your most obedient servant,

for Offg: Excise Commissioner

in Mysore.

B.R.

District Survey Office
Mysore.

Dated 10th May 1908.

From

H. Seetharamaiah Esqre
District Survey Officer
Mysore

To.

M. Kanthraj Urs. Esqre B.A.
Deputy Commissioner
Mysore District

Sir,

I have the honor to forward herein the records of enquiry into the claims of the Inamdar to the toddy revenue of the villages of Amalthadi Doddakallallalli, Yechagondanahalli and Honnalli in the Mysore Taluk and to state that a Calendar showing the Inamdar's claim to the toddy revenue thereof, is appended to the record for favor of your approval.

2. The facts of the case are that these villages were granted as Sarvamanyam to the Inamdar of Vidwan Ramashesha Sastrar by His Highness the late Maharaja Sri Krishnaraja Wodeyar Baha by means of a Sanad dated 12th January 1825 which concedes Eachalpyra to the Inamdar. The Inam right to toddy revenue seems to have been acknowledged at the Inam settlement of 1880. in title deed No: 5791 dated 1st December 1880, as also in the decision of the Deputy Commissioner of the Mysore District dated 7th July 1896 appended to the records. The title deed was not produced during the present investigation.

3. The preliminary Inam enquiry register Nos: 89, 90, 91 and 92 received from the Inam Superintendent with his docket No: 96 dated 10 February 1908 go to shew that the Inamdar was conceded only date trees. The right to Shanab

Sharabe was reserved.

4. The Muchalikas noted in Col: 5 of the Calendar establish the Dramdar's enjoyment of the Sheist Revenue of his Dram Villages for 10 years prior to 1892-93. But for the other two years from 1890 to 1892, no muchalikas was produced. But the Deputy Commissioner Mysore has recorded that the Dramdar agent Mylaria received from the Abkari Contractor Mr. Puttanna and Co. Rs 149-12-4 a year in person on account of the Dramdar's toddy revenue. Vide decision of the deputy Commissioner Mysore District dated 7th July 1896. Muchalika No: 6 dated 3rd August 1879 throws light upon the Dramdar's enjoyment of the same from 1875 to 1879. Thus the Dramdar has proved his enjoyment for only 17 years prior to 1892-93.

5. Of these four villages Dodabakkallalli, Amachavadi, Yechagavadanahalli, and Hannahalli, only the 1st Village contains both a toddy shop and a date grove while the last three contain only a date grove each. (Vide Mysore Range Inspectors report No: 1084 dated 4th February 1908.

6. The original Sannad of 1825 confers right to "Eachalpam" No mention is made of toddy or Shendi. The Dram settlement of 1880 has conceded right to date trees only, in all these villages. As these records have conferred upon the Dramdar only rights to date trees, the Dramdar has necessarily to establish his uninterrupted enjoyment of toddy revenue for 50 years prior to 1892-93, to entitle him to the Sheist Revenue of his Village. Evidence adduced on behalf of the Dramdar, proves his enjoyment only for 17 years. The dramdar's agent avers that some more muchalikas were produced before the Special Sub Divisional Officer of Chamarajnagar Sub Division. But his averrment cannot be admitted because if he had really possessed such muchalikas to obtain those which he has now produced, he would have

have surely, produced the same at the time of the enquiry into his claims before the Deputy Commissioner Mysore (Vide judgment dated 7th July 1896 appended to the record) The Sub Divisional Officer has also stated that this case was not heard in that Office. The Inamdar was given ample time and scope to produce documentary evidence, if any, to prove his uninterrupted enjoyment for 50 years. He has failed to do so. The case was first posted for hearing on the 8th April 1908. The Inamdar's agent Mylara represented that his Inamdar was some where in Tanjore and want time till the 25th April 08. This was granted. Again he failed to appear before me but sends up a petition praying for further adjournment. This appears to be only an attempt to gain time and retard the completion of the investigation. Hence I do not find the need for further adjournments.

7. I conclude, under the circumstances explained above, that the Inamdar has no evidence to prove his 50 years uninterrupted enjoyment.

8. I am therefore of opinion "that the Inamdar is not entitled to the Excise Revenue from toddy of his Inam Village but is entitled to the grove rent and tree-rent only under rules 4 and 8 of Government Proceedings No: 2074-83 - R.J - 166-92 dated 2nd August 1901

Thanks

(Sd) H. Seetharamaiah
District Excise Officer
Mysore

'Copy'

[illegible]
For Deputy Commissioner

Calendar of claims to lodge revenue enquiries into

Mysore	1	Name of Taluk
Yelwal	2	Name of Hobli
Dadadakallahalli, Anchavadi Yechacowdenahalli & Honnaballi	3	Name of Inam Village
Mr Sreenivasa Shastriar ----------	4	Name of Inamdar
1 Copy of Sanad dated 12th January 1825 authenticated 2 Inam Enquiry extracts received from the Inam Superintendent 3 one file Containing Mr B. K. Venkat Varda Iyengar's Judgement dated 7.7.96 upon the enquiry of these Villages (Contents 1 to 12 both inclusive) 4 one file of Mis. Case no 98 of 1889-90 on the file of the Deputy Commissioner Mysore (Contents 1 to 11 both inclusive) 5 original Muchalika no 6 from Messrs Smith & Papanna Ranga Gowda & Co 6 — Do — 23 — Do Davy muddappa & Co 7 — Do — 65 — Do — 8 — Do — 10 — Chika muddappa & Co. 9 Inam Enquiry extracts four received from the Inamdar's agent for Mysuru 10 Mysore Range Excise Inspector's report no 108 dated 4.2.08 to the Commr Mysore Dist 11 Mylariah's petition dated 4.4.08 to Excise Assistant Commissioner. 12 Nanjundaya Sub Divisional Officer's docket no: 181 dt 21st April 1908	5	Documents Received
Agent Mylariah	6	Witnesses Examined
The Inamdar is not entitled to the Excise revenue from toddy of this Inam Villages named in Col 3 of this Calendar but is entitled to grove rent and rice rent only under rules 4 & 8 of Govt Proceedings no Lo.)4-83 R-I 166-92 dated 2nd August 1901.	7	Finding
As per this Office advance Register an advance of Rs 309-8-8 and Rs 154-12-4 making an aggregate sum of Rs 464-5-0 was paid to the Inamdar for past years on two occasions Viz: 20-9-96 & 12-1-01		Amount for

the District Excise officer Mysore.

nt award
if any.
ast years.

Grounds of decision.

2

1 of these four villages, Dadadukallahalli, Anchavadi, Yelchagowdanahalli, & Honnahalli the 1st Village Contains both Toddy Shop and a dale grove while the last three Contain only a dale grove (Vide Mysore Range Inspector's report no 1084 dated 14-2-08.

2. These villages were granted to the Inamdar as Sarvamanyam by His Highness the late Maharaja Sree Krishnaraj wadayar Bahadur by Sanad dated 12th January 1825 which conceded Eachalpyu to the Inamdar. The Inamdar's right to Toddy revenue was acknowledged at the Inam Settlement of 1880 in Title deed no 57911 dated 1st December 1880 as noted in the decision of the Deputy Commissioner Mysore District dated 7-7-96 appended to the record. But the Title deed was not produced during the present investigation. The preliminary Inam Enquiry register Sheet nos 89-90-91 892 received from the Inam Superintendent Co shows that the Inamdar was conceded only right to dale trees.

3. The Muchalikas noted in Col 5 Establish the Inamdar's enjoyment of the Excise Revenue of these villages for 12 years prior to 92-93 - Muchalika no 6 dated 3rd August 1879 throws light upon the Inamdar's enjoyment of the same from 1875-6 1879. Thus the Inamdar has proved his enjoyment only for 17 years prior to 1892-93

as for this office sale register. The Inamdar is given 5/8 of this amount viz 78/- Rupees only

3 A Correct refund bill will be submitted after the Claim is settled by Government

Allows the claim of the inamdar to the Excise revenue from toddy

G.R.S. 28]

File No. 17-08

Serial No. 2.

Diary No. of letter replied to 42

Proceedings of the Government of His Highness the Maharaja of Mysore

GENERAL AND REVENUE SECRETARIAT.

(82)

191 .

Date of issue 29/11/16

Signed by W Chamarasa

READ—

Letter no. 561 G dt 9/7/1908 from the Excise Comr in Mysore, submitting the record of enquiry relating to the claim of the inamdar to the excise revenue from toddy in the marginally noted villages in the Mysore N.

ORDER THEREON.—No. H 2689-90

dt 29th November 16.

The inamdar concedes the excise revenue from toddy to the inamdar and the same is recognised by the Inam Settlement

over.

1. Amachavadi
2. Dadada Kallahalli
3. Yachagowdanahalli
4. Honnahalli.

SUBJECT.

GPB—50,000—1-12-12

1161-2/25/11/16.

~~Exercised~~ Evidence of enjoyment of the revenue has been adduced. Govt agreeing with the opinion of the Excise Court hold that the claim to the ~~revenue jurisdiction~~ has been established and, the Chairman as privileged & ~~entitled to this item of revenue of the four villages referred to.~~ recognise the Excise revenue from liquor in these villages.

W.M. 11.11

Govt 17/11/15

W.M. 18/11/15

Rev Secy to Govt

Le 11/11

To the Excise Commr in Mysore with records.

To the Comptroller & Govt

Th 17 Nov

2/11/15